

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 10/775,426

Filed: February 10, 2004

Inventor(s):
Raghavendra J. Rao

Title: STORAGE SYSTEM
INCLUDING
HIERARCHICAL CACHE
METADATA

Examiner: Vo, Thanh Duc

Group/Art Unit: 2189

Atty. Dkt. No: 5681-73400

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date indicated below.

Stephen J. Curran

Printed Name _____

July 6, 2006

Date _____

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A DOUBLE PATENTING REJECTION OVER
A PENDING SECOND APPLICATION**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

1. Sun Microsystems, Inc. is the owner of all rights in the captioned application.
2. As sole owner in the captioned application, Sun Microsystems, Inc. hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §154 to §156 and §173 as shortened by any terminal disclaimer filed prior to the grant of any patent granted on pending second Application Serial No. 10/775,432, titled "STORAGE SYSTEM STRUCTURE FOR STORING RELATIONAL CACHE METADATA" filed on February 10, 2004. Sun Microsystems, Inc. hereby agrees that any patent so granted on the captioned application shall be enforceable only for and during such period that it and any patent granted on the second application are commonly owned. This agreement runs with any patent granted on the

captioned patent application and is binding upon the grantee of such patent, and its or his successors or assigns.

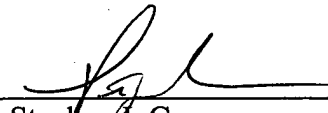
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4. The undersigned is an attorney of record.

5. A Fee Authorization form for the Terminal Disclaimer fee under 37 CFR 1.20(d) is included.

If the Fee Authorization form is missing or is deficient, the Commissioner is authorized to charge any fees which may be required, or credit any overpayment, to Meyertons, Hood, Kivlin, Kowert & Goetzel, P.C. Deposit Account No. 501505\5681-73400.

Respectfully submitted,



Stephen J. Curran
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AGENT FOR APPLICANT(S)

Meyertons, Hood, Kivlin, Kowert, & Goetzel, P.C.
P.O. Box 398
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Phone: (512) 853-8800
Date: July 6, 2006

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Signature

Date

FEE AUTHORIZATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

The Commissioner is hereby authorized to charge the following fee to Meyertons, Hood, Kivlin, Kowert & Goetzel, P.C. Deposit Account Number 50-1505/5681-73400:

Fee: Terminal Disclaimer
Amount: \$130.00
Attorney Docket No.: 5681-73400

The Commissioner is also authorized to charge any extension fee or other fees which may be necessary to the same account number.

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Stephen J. Curran

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